

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 2, 2002**

Holiday.

**Fourth District, Division 2
Riverside, California**

**Minutes
September 3, 2002**

Court convened at 9:00am

Panel 1a
Present:
Ramirez, P.J.
Ward, J.
Gaut, J.
Ann Dee Smith, Deputy Clerk

E030278 People v. Victor M. Hoard

Merits. Cause called and Nancy E. Olsen, Esq., argued for appellant; Melissa Mandel, Deputy Attorney General, argued for respondent. Cause submitted.

E029685 People v. Francisco M. Munoz

Merits. Cause called and Bruce Adelstein, Esq., argued for appellant; Melissa Mandel, Deputy Attorney General, argued for respondent. Cause submitted.

E027642 People v. Karen D. Provencio

Merits. Cause called and counsel for appellant, Charles Khoury did not appear; Kevin R. Vienna, Deputy Attorney General, argued for respondent. Cause submitted.

**E030811 In re Joshua D. et al., Persons Coming Under the Juvenile Court Law.
Department of Children's Services v. Kim D.**

Merits. Cause called and Susan Bookout, Esq., argued for appellant; Jamila Bayati, Deputy County Counsel, argued for respondent; M. Elizabeth Handy, Esq., argued for minors. Cause submitted.

Court recessed.

Court reconvened at 1:30pm

Panel 2
Present:
Hollenhorst, Acting P.J.
McKinster, J.
Richli, J.
Yolanda Burns, Deputy Clerk

E030357 In re Matthew P.; a Person Coming Under the Juvenile Court Law. People v. Matthew P.

Merits. Cause called and Tonja R. Torres, Esq., argued for appellant; Taylor Nguyen, Deputy Attorney General, argued for respondent. Cause submitted.

E030667 In re Jermaine A., a Person Coming Under the Juvenile Court Law. People v. Jermaine A.

Merits. Cause called and Linda Acaldo, Esq., argued for appellant; Vincent L. Rabago, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

Panel 2a

Present:

Hollenhorst, Acting P.J.

Ward, J.

Gaut, J.

Yolanda Burns, Deputy Clerk

E028438 People v. Efrain J. Ramirez et al.

Merits. Cause called and David L. Tucker, Esq., argued for appellant Efrain J. Ramirez;

Terrence V. Scott, Esq., argued for appellant Samuel Valdez; No appearance made for appellant Jose L. Avila; John Dodd, Esq., argued for appellant David H. Chavez; Larissa Karpovics Hendren, Deputy Attorney General, argued for respondent. Cause submitted.

E030560 Citizens To Save Our Rural Habitat v. City of Chino Hills et al.

Merits. Cause called and Kevin K. Johnson, Esq., argued for appellant; Tamar C. Stein, Esq., argued for respondents. Cause submitted.

E030300 Charlotte A. Stone et al. v. Teri Nadine Felix

Merits. Cause called and Christopher R. Abernathy, Esq., argued for appellant; Randall S. Stamen, Esq., argued for respondents. Cause submitted.

E029949 People v. Gustavo O. Ulloa

Counsel having waived oral argument in the above entitled cause, the calendar date heretofore set is vacated and cause is submitted.

E031391 People v. Tremaine Dontay Thompson

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 4, 2002**

Court convened at 8:30am

Panel 3

Present:

Hollenhorst, Acting P.J.

Richli, J.

Ward, J.

Kelly Conn, Deputy Clerk

E030374 Gary J. Bryant v. Tamar C. Stein et al.

Merits. Cause called and Gary Bryant, Esq., argued for appellant; Kenneth B. Bley, Esq., argued for respondents Tamar C. Stein et al; Tamar C. Stein, Esq., argued for respondents Pacwest AP, Inc. et al.. Cause submitted.

E030557 Richard Golec, as trustee, etc. v. Judy Anne McGinley et al.

Merits. Cause called and Richard Golec argued as appellant in pro per; John M. Rager, Esq. did not appear. Cause submitted.

**E030650 Darrell Hess v. SanBernardino Professional Firefighters' Union,
Local #891**

Merits. Cause called and Sandra L. Noel-Leyva, Esq., argued for appellant; Duane W. Reno, Esq., argued for respondent. Cause submitted.

E030115 City of Corona et al. v. County of Riverside et al.

Merits. Cause called and Mitchell E. Abbott, Esq., argued for appellants; Joseph S. Rank, Deputy County Counsel, argued for respondents County of Riverside et al.; Thomas W. Barth, Esq., argued for respondent, Anthony J. Bellanca. Cause submitted.

**E030507 In re the Marriage of Jesston and Cary Turner.
Jesston Turner v. Cary Turner; Pearl Turnbull**

Merits. Cause called and Jerry Seiberling, Esq., argued for appellant; David P. Mayberry, Esq., argued for respondent. Cause submitted.

E029446 Pacific Gas & Electric Company v. California Department of Transportation

Merits. Cause called and Robert W. Vidor, Esq., argued for appellant; Hall R. Marston, Esq., argued for respondent. Cause submitted.

E029789 Richard Burton v. Ralph's Grocery Company

Merits. Cause called and Michael J. Faber, Esq., argued for appellant; Timothy F. Ryan, Esq., argued for respondent. Cause submitted.

E030128 Medical Education Services, Inc. v Sutherland Holdings, LTD et al.

Merits. Cause called and Lana R. Borsook, Esq., argued for appellants; , Garrett Skelly Esq., argued for respondent. Cause submitted.

E030423 Gary Bryant v. Gregory Lloyd

Merits. Cause called and Gary Bryant, Esq., argued for appellant Gary Bryant; Alan M. Lurya, Esq., argued for appellant Gregory M. Lloyd. Cause submitted.

E030538 Maxine Beach McCabe v. Jerry Beach, as Trustee, etc.

Merits. Cause called and John H. Banister, Esq., argued for appellant; Charles T. Schofield, Esq., argued for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30pm

Panel 4

Present:

Ramirez, P.J.

McKinster, J.

Gaut, J.

Elizabeth Ceballos, Deputy Clerk

E028828 Frank Bator v. Jerry L. Carty et al.

Merits. Cause called and Charles W. Froehlich, Esq., argued for appellant Frank E. Bator; Richard A. Derevan, Esq., argued for appellants Jerry L. Carty et al. Cause submitted.

E030352 Riverside County Department of Child Support Services v. Jorge C. Ochoa

**In re the Marriage of Teresa Quevedo and Jorege C. Ochoa.
Teresa Quevedo v. Jorge C. Ochoa.**

Merits. Cause called and Jim Fullmer, Esq., argued for appellant Riverside County Department of Child Support Services; Jeffrey W. Doeringer, Esq., argued for appellant Jorge C. Ochoa. Cause submitted.

E029300 People v. David L. Hartley

Respondent's petition for rehearing is denied.

**E031056 In re Brandon O., a Person Coming Under the Juvenile Court Law.
People v. Brandon O.**

Opinion

Judgment affirmed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E027420 People v. George Torres Amado

Opinion

Judgment affirmed

E029095 In re George Amado on Habeas Corpus

Petition denied.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 5, 2002**

E030955 People v. James D. Every, SR.,

Opinion

Judgment affirmed.

Hollenhorst, J., Acting P.J.

We concur: Ward, J., Gaut, J.

E029949 People v. Gustavo Orlando Ulloa

Opinion

Judgment affirmed.

Hollenhorst, J., Acting P.J.

We concur: Ward, J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 6, 2002**

**E031313 In re Janet Z. et al., Persons Coming Under the Juvenile Court Law.
Department of Children's Services v. Jesus Z. et al.**

Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

E030566 Stewart D. Cummings et al. v. City of San Bernardino Redevelopment

Agency

Petition for rehearing denied.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 9, 2002**

**E030566 Steward D. Cummings et al. v. City of San Bernardino
Redevelopment**

Agency

It is so ordered that said opinion filed August 9, 2002, be certified for publication pursuant to California Rules of Court, rule 976(b).

Gaut, J.

I concur: Hollenhorst, Acting P. J.

E029697 People v. Dennis James Smith

Opinion

Judgment affirmed with directions.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 10, 2002**

E030291 People v. William Mark Bell

Opinion

Judgment affirmed in part and reversed in part.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 11, 2002**

E031037 People v. Donovan Lee Schenck

Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Ward, J., Gaut, J.

E029687 People v. Renard Reece Young

Opinion

Judgment affirmed with modifications.

Hollenhorst, Acting P.J.

We concur: Ward, J., Gaut, J.

E029702 People v. Rafael Armendariz

Opinion

Judgment affirmed as modified.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 12, 2002**

E029789 Richard L. Burton v. Ralph's Grocery Company

Opinion

Judgment affirmed in part; reversed in part with directions.

Ward, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

E029775 Jack Warnick et al. v. Palm Springs Lanes

Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Richli, J., Gaut, J.

E030115 City of Corona et al. v. County of Riverside et al.

Opinion

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E030811 In re Joshua D. et al., Persons Coming Under the Juvenile Court Law
Department of Children's Services v. Kim D.**

Opinion

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., Gaut, J.

**E030667 In re Jermaine A., a Person Coming Under the Juvenile Court Law;
People v. Jermaine A.**

Opinion

Judgment affirmed with directions.

Richli, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

E029685 People v. Francisco Manuel Munoz

Opinion

Judgment affirmed.

Gaut, J.

We concur: Ramirez, P.J., Ward, J.

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E030475 People v. Anthony James Richardson

Opinion

Judgment affirmed in part; reversed in part.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

**E030507 In re the Marriage of Jesston and Cary Turner
Jesston Turner v. Cary Turner; Pearl Turnbull**

Opinion

Judgment reversed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

E030300 Charlotte A. Stone et al. v. Teri Nadine Felix

Opinion

Judgment affirmed.

Sanctions ordered against appellate counsel and appellant.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

E030263 People v. Timothy Raymond Bevan

Opinion

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

**E031943* Waterman Convalescent Hospital, Inc. v. Department of Health
Services**

Opinion

Judgment reversed.

Ramirez, P.J.

We concur: Hollenhorst, J., Richli, J.

*CERTIFIED FOR PUBLICATION

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 13, 2002**

**E030357 In re Matthew P., a Person Coming Under the Juvenile Court Law;
People v. Matthew P.**

Opinion

Judgment reversed.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E031114 In re Ashley Q. et al., Persons Coming Under the Juvenile Court Law
Department of Public Social Services v. Steven Q.**

Opinion

Judgment affirmed.

McKinster, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

E030538 Maxine Beach McCabe v. Jerry Beach, as Trustee, etc.

Opinion

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

**E030128 Medical Education Services, Inc. v. Sutherland
Holdings, Limited et al.**

Opinion

Judgment dismissed in part; affirmed in part.

Ward, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

E028828 Frank E. Bator v. Jerry Carty et al.

Opinion

Judgment affirmed in part; reversed with directions in part.

Gaut, J.

We concur: Ramirez, P.J., McKinster, J.

**E029628 In re the Marriage of Debra and Webster Watnik.
Debra Kneisley v. Webster Watnik**

Opinion

Judgment affirmed.
Richli, J.
We concur: Hollenhorst, Acting P.J., Gaut, J.

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**E031488 In re Raymond A., a Person Coming Under the Juvenile Court Law.
Department of Children's Services v. Terri O.**

Opinion
Judgment affirmed.
Ward, J.
We concur: Richli, Acting P.J., Gaut, J.

E030320 People v. David Navarro

Opinion
Judgment affirmed.
Richli, J.
We concur: Ramirez, P.J., McKinster, J.

E027642 People v. Karen Diane Provencio

Opinion
Judgment affirmed.
Gaut, J.
We concur: Ramirez, P.J., Ward, J.

E030163 People v. Jonathan David Welch

Opinion
Judgment affirmed.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Ward, J.

E029582 People v. Danion Anthony Hernandez

Opinion
Judgment affirmed.
Gaut, J.
We concur: Hollenhorst, Acting P.J., Ward, J.

**E030352 Riverside County Department of Child Support Services v. Jorge C.
Ochoa;**

**In re the Marriage of Teresa Quevedo and Jorge C. Ochoa.
Teresa Quevedo v. Jorge Ochoa**

Opinion
Judgment affirmed.
Gaut, J.

We concur: Ramirez, P.J., McKinster, J.

E030833 People v. Danny Issa Rabadi

Opinion

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

E030423 Gary J. Bryant v. Gregory M. Lloyd

Opinion

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

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E030823 MRA Funding Corporation. v. United Title Insurance Company

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Ward, J.

**E031212 In re Jani O. et al., Persons Coming Under the Juvenile Court Law.
Department of Children's Services v. Gregory O. et al.**

Opinion

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 16, 2002**

E030529 People v. Kevin Alexander Daniels

Opinion

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

E032036 Diana P. v. The Superior Court of the County of San Bernardino;

Department of Children's Services

Opinion

Petition denied.

McKinster, Acting P.J.

We concur: Richli, J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 17, 2002**

No Minutes for September 17, 2002.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 18, 2002**

E030904* People v. Leonard Glen Bowman

Opinion

Judgment dismissed.

E030905* People v. Leonard Glen Bowman

Judgment affirmed with directions.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

*CONSOLIDATED

**E030149 In re Durelle K., a Person Coming Under the Juvenile Court Law.
People v. Durelle K.**

Opinion

Judgment reversed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**E031267 In re Travon C. et al., Persons Coming Under the Juvenile Court
Law;**

Department of Children's Services v. Terra H.

Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 19, 2002**

E028794 People v. William Lee Wright, Jr.

Opinion

Judgment affirmed with directions.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.

**E031981 In re M.B et al., Persons coming Under the Juvenile Court Law
Bill B. et al. v. The Superior Court of the County of San Bernardino;**

Department of Children's Services

Opinion

Petition denied.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 20, 2002**

E029113 People v. Michael Stephen Lynch

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 23, 2002**

E030390 County of San Bernardino v. Robert A. Tamashiro

Opinion

Judgment reversed.

Ramirez, P.J.

We concur: McKinster, J., Ward, J.

E030970 People v. Leo Bernard Thomas III

Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Ward, J., Gaut, J.

E030927 Illinois Tool Works, Inc. v. Jeff A. Fallin et al.

Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: McKinster, J., Ward, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 24, 2002**

**E031512 In re D.J., a Person Coming Under the Juvenile Court Law.
San Bernardino County of Department of Children's Services v.
Melody G.**

Opinion

Judgment affirmed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

E030274 People v. Augustus Ceasar Thrash, III

Opinion

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Ward, J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 25, 2002**

E030049 People v. Bradford Jerome Moore

Opinion

Order and sentence affirmed.

Ramirez, P.J.

We concur: McKinster, Richli, J.

**E031743 In re Aimee W., a Person Coming Under the Juvenile Court Law.
San Bernardino County Department of Children's Services v.
Dana W.**

Opinion

Judgment affirmed.

Ward, J.

We concur: Richli, Acting P.J., Gaut, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 26, 2002**

E031386 People v. Keyshekia Marnice Cowan

Opinion

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

E031064 People v. Gregory Wray Beatty

Opinion

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

E030211 People v. Tyrone J. Smith

Opinion

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**E031411 In re J.K. et al., Persons Coming Under the Juvenile Court Law
Riverside County Department of Public Social Services v. Steven K.**

Opinion

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 27, 2002**

E031604 In re Stephanie R. et al., Persons Coming Under the Juvenile Court Law.

Department of Children's Services v. Connie R.

Opinion

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

E031010 People v. Dennis Whitlock

Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

**E031614 In re Sarah S. et al., Persons Coming Under the Juvenile Court Law
Riverside County Department of Public Social Services v. Lisa S.**

Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Richli, J.

**E032077 In re Nickie H., a Person Coming Under the Juvenile Court Law.
Pauline C. v. The Superior Court of the County of San Bernardino;**

San

Bernardino County Department of Children's Services

Opinion

Petition denied.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

E029496 People v. Adrian Mendez Zendejas et al.

Opinion

Judgment affirmed as modified.

Richli, J.

We concur: McKinster, Acting P.J., Gaut, J.

E028438 People v. Efrain Javier Ramirez et al.

Opinion

Judgment affirmed as to defendant Avila.

Judgment affirmed with directions as to defendants Chavez, Ramirez, and Valdez.

Gaut, J.

We Concur: Hollenhorst, Acting P.J., Ward, J.

**Court of Appeal
Fourth District, Division 2
Riverside, California**

**Minutes
September 30, 2002**

E028639, E029242 Isidro Ayala et al. v. Pardee Construction Company

Opinion

Judgment affirmed.

Richli, J.

We concur: McKinster, Acting P.J., Ward, J.